

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Xin XIE et al.

Application No.: 10/538,443

Filed: (Int'l) December 31, 2002

For: MAGNETISM BASED NUCLEIC ACID
AMPLIFICATION

Confirmation No.: 3904

Art Unit: 1637

Examiner: Stephanie K. Mummert, Ph.D.

**EXPEDITED PROCEDURE --
EXAMINING GROUP 1637**

AMENDMENT AFTER FINAL ACTION UNDER 37 C.F.R. 1.116

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Madam:

INTRODUCTORY COMMENTS

This is in response to the final Office Action dated October 17, 2008 ("the OA"), for which a response is due on January 17, 2009. This response is filed within two months of the issuance of the final Office Action and therefore qualifies for expedited review. Accordingly, this response is timely filed. Reconsideration and allowance of the pending claims, as amended, in light of the remarks presented herein are respectfully requested.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.